

IN THE DISTRICT COURT OF THE UNITED STATES
FOR THE MIDDLE DISTRICT OF ALABAMA
SOUTHERN DIVISION

WALLACE RIVERS, #106459)
Petitioner,) Civil Action No. 1:09cv0524-ID
v.)
GRANT CULLIVER, WARDEN, *et al.*,)
Respondents.)

ORDER

Before the court are the Recommendation of the Magistrate Judge and Petitioner's Objections. (Doc. Nos. 4 and 5.) Having conducted a *de novo* determination of those portions of the Recommendation to which objections are made, it is CONSIDERED and ORDERED as follows:

1. Petitioner's Objections be and the same are hereby OVERRULED.
2. The Recommendation of the Magistrate Judge be and the same is hereby ADOPTED, APPROVED and AFFIRMED.
3. The petition for habeas corpus relief filed by Wallace Rivers be and the same is hereby DENIED and DISMISSED, as the Petitioner failed to obtain the requisite order from the Eleventh Circuit Court of appeals authorizing this court to consider his successive habeas application.

DONE this 25th day of June, 2009.

/s/ Ira DeMent

SENIOR UNITED STATES DISTRICT JUDGE